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TECH CENTER 1600/2900

See/GAU 1644  
#8  
1/9/01  
Docket No. 157-47577-C

WD  
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DEC 18 2000

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: W. Marasco, et al.  
Serial No.: 09/522,727 Group No.: 1644  
Filed: March 10, 2000 Examiner Roark, J.  
For: INTRABODY-MEDIATED CONTROL OF IMMUNE REACTIONS

The Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Certificate of Mailing

I hereby certify that the following items are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to BOX SEQUENCE, Commissioner of Patents and Trademark, Washington, DC 20231, on this 6<sup>th</sup> day of December, 2000:

1. Computer Readable Copy Containing Nucleotide Sequence;
2. Paper Copy Containing Nucleotide Sequence;
3. Statement that "Sequence Listing" and Computer Readable Copy are the same and/or that Papers Submitted Includes No New Matter;
4. Transmittal of Substitute Specification Sheets;
5. Substitute Specification Sheets (Pages 44-65).

Maria R. Valinch

Maria R. Valinch



GAU 1644

Docket No. 157-47577-C

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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TECH CENTER 1600/2800

In re application of: W. Marasco, et al.  
Serial No.: 09/522,727                      Group No.: 1644  
Filed: March 10, 2000                      Examiner Roark, J.  
For: INTRABODY-MEDIATED CONTROL OF IMMUNE REACTIONS

Box Amendment  
Commissioner for Patents  
Washington, D.C. 20231

## AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

## STATUS

2. Applicant is  
[X] a small entity. A statement:  
[ ] is attached.  
[X] was already filed.  
[ ] other than a small entity.

## EXTENSION OF TERM

NOTE: "Extension of Time in Patent Cases (Supplement Amendments) — If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

## CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

- X deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

## FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Maria R. Valinch  
Signature

Date: December 6, 2000

Maria R. Valinch  
(type or print name of person certifying)

*If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).*

NOTE: See 37 C.F.R. 1.645 for extensions of time in interference proceedings, and 37 C.F.R. 1.550(c) for extensions of time in reexamination proceedings.

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

*(complete (a) or (b), as applicable)*

(a) ☒ Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for the total number of months checked below:

	Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/>	one month	\$110.00	\$55.00
<input type="checkbox"/>	two months	\$380.00	\$190.00
<input type="checkbox"/>	three months	\$870.00	\$435.00
<input type="checkbox"/>	four months	\$1360.00	\$680.00

Fee: \$\_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

*(check and complete the next item, if applicable)*

☐ An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_\_\_\_\_

OR

(b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

## FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)		(Col. 2) (Col. 3) SMALL ENTITY				OTHER THAN A SMALL ENTITY			
Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee	OR	Rate	Addit. Fee	
Total	* Minus	**	=	x \$11 =	\$		x \$22 =	\$	
Indep.	* Minus	***	=	x \$41 =	\$		x \$82 =	\$	
[ ] First Presentation of Multiple Dependent Claim				+ \$135 =	\$		+ \$270 =	\$	
					Total Addit. Fee	OR	Total Addit. Fee		
					\$ _____		\$ _____		

\* If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,

\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".

\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

**WARNING:** "After final rejection or action (§ 1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. 1.116(a) (emphasis added).

(complete (c) or (d), as applicable)

- (c) [ X ] No additional fee for claims is required.

**OR**

- (d) [ ] Total additional fee for claims required \$ \_\_\_\_\_.

## FEE PAYMENT

5. [ ] Attached is a check in the sum of \$ \_\_\_\_.
- [ ] Charge Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_.
- A duplicate of this transmittal is attached.

## FEE DEFICIENCY

*NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).*

6. [X] If any additional extension and/or fee is required, charge Account No. 50-0850.

### AND/OR

[X] If any additional fee for claims is required, charge Account No. 50-0850.



SIGNATURE OF PRACTITIONER

Reg. No. 30,628

Ronald I. Eisenstein

*(type or print name of practitioner)*

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Docket No. 157-47577-C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No.: 09/522,727 Group No.: 1644  
Filed: March 10, 2000 Examiner Roark, J.  
For: INTRABODY-MEDIATED CONTROL OF IMMUNE REACTIONS

Box Sequence  
Assistant Commissioner for Patents  
Washington, D.C. 20231

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is **mandatory**;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

37 C.F.R. 1.8(a)

37 C.F.R. 1.10\*

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Maria R. Valinch  
Signature

Date: 12/6/00

Maria R. Valinch  
(type or print name of person certifying)

**\*WARNING:** Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).  
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.



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**Box Sequence**  
**Assistant Commissioner for Patents**  
**Washington, D.C. 20231**

**TRANSMITTAL OF SUBSTITUTE SPECIFICATION SHEETS (37 C.F.R. § 1.125)**

*NOTE: A substitute specification, excluding the claims, may be filed at any point up to payment of the issue fee if it is accompanied by items indicated below. See 37 C.F.R. § 1.125(b).*

1. Enclosed are substitute specification sheets 44-65 for pages 44-46 of the originally filed specification in this application.

*NOTE: The substitute specification must be submitted in clean form without markings as to amended material. 37 C.F.R. § 1.125(c).*

2. (complete the following applicable item)

☒ This substitute specification is submitted, in response to a requirement by the Examiner. Namely, filing of SEQUENCE LISTING.

OR

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**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))**

I hereby certify that, on the date shown below, this correspondence is being:

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**FACSIMILE**

transmitted by facsimile to the Patent and Trademark Office.

Date: December 6, 2000

Maria R. Valinch  
Signature

Maria R. Valinch  
(type or print name of person certifying)

[ ] This substitute specification is being voluntarily submitted, in order to facilitate the processing of the application.

3. As required by 37 C.F.R. § 1.125, the undersigned states that the substitute specification transmitted herewith contains no new matter.

  
\_\_\_\_\_  
SIGNATURE OF PRACTITIONER

Reg. No. 30,628

Ronald I. Eisenstein  
*(type or print name of practitioner)*

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